

Application No. 10/807,327
Attorney Docket No.: 042271
Amendment Under 37 C.F.R. § 1.111:

REMARKS

Claims 2, 4, 6, 8, 10, 12, 13, 15, 16 and 18-30 are pending in the present application.

Claims 13, 15, 16 and 18-30 are withdrawn. Claims 2 and 8 are herein amended.

Claim Rejections - 35 U.S.C. § 102

Claim 2 was rejected under 35 U.S.C. § 102(a) as being anticipated by Applicant's Prior Art; claim 4 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Applicant's Prior Art; claims 6 and 10 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Applicant's Prior Art in view of **Summerfelt** (U.S. Publication No. 2005/0012125); and claims 8 and 12 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Applicant's Prior Art in view of **Summerfelt** and **Corvasce** (U.S. Patent No. 6,656,801).

Favorable reconsideration is requested.

Applicant respectfully submits that the prior art described in the present application does not teach or suggest:

wherein the second contact plug is located in a region including an intersection of two diagonal lines in said four closest ferroelectric capacitors out of said plurality of ferroelectric capacitors

as recited in amended claim 2.

The Office Action cites Figs. 10 and 11 of the present application for disclosing the features as recited in claim 2. (Office Action, pages 2-3.)

In Fig. 10, contact plug 60 is not located in a region including an intersection of two diagonal lines in the four closest ferroelectric capacitors. Therefore, Figs. 10 and 11 do not disclose the elements as recited in amended claim 2.

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For at least the foregoing reasons, claim 2 is patentable over the disclosed prior art of the present application, and claims 4, 6, 8, 10 and 12 are patentable by virtue of their dependence from claim 2. Accordingly, withdrawal of the rejection of claims 2, 4, 6, 8, 10 and 12 is hereby solicited.

In view of the aforementioned amendments and accompanying remarks, Applicant submits that the claims, as herein amended, are in condition for allowance. Applicant requests such action at an early date.

If the Examiner believes that this application is not now in condition for allowance, the Examiner is requested to contact Applicant's undersigned attorney to arrange for an interview to expedite the disposition of this case.

If this paper is not timely filed, Applicant respectfully petitions for an appropriate extension of time. The fees for such an extension or any other fees that may be due with respect to this paper may be charged to Deposit Account No. 50-2866.

Respectfully submitted,

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